

00574717

B: 1139 P: 82 Fee \$0.00  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH Page 1 of 9

**Supplement to Amended Acknowledgment and  
Amended Notice of Acknowledgment  
of Acceptance of R.S. 2477  
Right-of-Way Grant**

**THE STATE OF UTAH**

**TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:**

This Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment and the affidavits attached hereto as Exhibit A supplement and support the Amended Acknowledgment and Amended Notice of Acknowledgment, previously made under Utah Code Sections 72-5-309 through 310 inclusive, as it pertains to the highway located in Iron County known as BALD HILLS ROAD; County Road Number: 33; State Geographic Information Database (SGID) Road Identification Number: RD110033.

This document supplements and supports the information contained in the document first recorded at **Doc # 00555442, Bk 1094, Beg Pg 572**, as modified by the Amended Acknowledgment and Amended Notice of Acknowledgment recorded on **2/14/2008** at **Doc # 00567669, Bk 1122, Beg Pg 281**. A legal description is attached hereto as Exhibit B.

**In Witness Whereof**, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Supplement to Amended Acknowledgment and Amended Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 25<sup>th</sup> day of June, 2008.

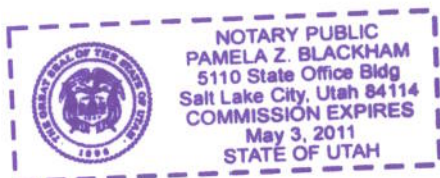
By the Governor's Designee

  
John Harja

**CERTIFICATION**

State of Utah )  
: ss  
County of Salt Lake )

I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.



Dated this 25<sup>th</sup> day of June, 2008.

  
Notary Public

## Exhibit A

**00574717**

B: 1139 P: 83 Fee \$0.00 Page 2 of 9  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH



**AFFIDAVIT OF LYNN FIACK**

**BALD HILLS ROAD**

**IRON COUNTY, UTAH**

**ROAD NUMBER 33**

State of Utah                     )  
  : ss.  
County of Iron                    )

LYNN FIACK, being first duly sworn, deposes and states as follows:

1.       I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Iron County, Utah. I have lived in Iron County since 1942. I was an employee of the Iron County Road Department from 1963 to 1987 and served as the Road Foreman from 1974 to 1987. I participated in the maintenance of the above referenced road during that time.

2.       I have traveled and am familiar with a road in Iron County known as Bald Hills Road. I am also familiar with the land the road traverses. When I first used and observed the road in the early 1960s, it followed the same route as in 1996 when I last observed it. Attached is a Iron County map showing Bald Hills Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.

3.       I am informed that the County also identifies this road according to the road number listed above.

4.       I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1960s and continuing through 1976 to 1996. Throughout this time period I have observed travel on the road by means of pickup trucks, trucks and road maintenance vehicles. Throughout this time period, the road has been used weekly.

**00574717**

B: 1139 P: 84 Fee \$0.00

Patsy Cutler, Iron County Recorder

06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH

Page 3 of 9



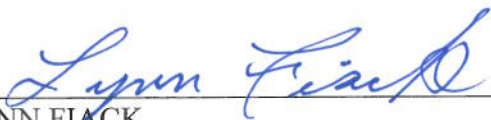
5. Throughout the time period from the early 1960s to 1996, I have used the road myself for road maintenance, hunting and traveling in and through the area.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus livestock operations and traveling in and through the area.

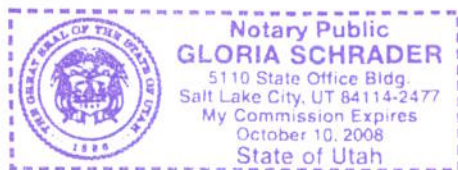
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I performed and observed maintenance and construction activities on the road.

DATED this 20 day of December, 2006.

  
LYNN FIACK

SUBSCRIBED AND SWORN to before me this 20<sup>th</sup> day of December, 2006.



  
NOTARY PUBLIC

**00574717**

B: 1139 P: 85 Fee \$0.00 Page 4 of 9  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH



00574717

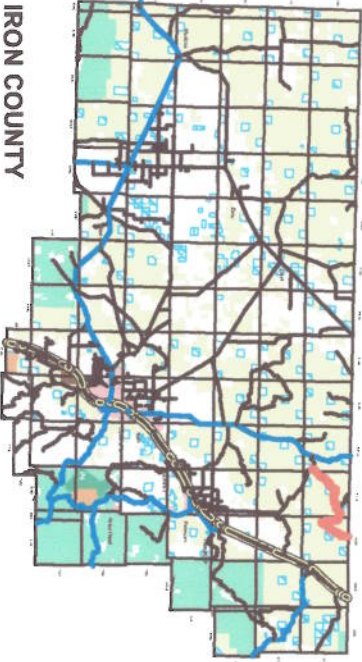
B: 1139 P: 86 Fee \$0.00  
Patsy Cutler, Iron County Recorder Page 5 of 9  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH



**BALD HILLS ICO-0033**

**T31S R9W**

**T31S R8W**



IRON COUNTY

**BALD HILLS**  
**ICO-0033**

SECTION NUMBERING SYSTEM  
BOUNDARIES ARE MAINTAINED BY IRON COUNTY RECORDERS  
REGULATORY 24.500

MAP PROJECTION INFORMATION  
PROJECTION: UTM  
MADE 1983 METERS  
ZONE: 12N

LEGEND

- BALD HILLS
- RAILROAD
- LOCAL ROAD/TRAIL
- PAVED ROAD
- GRAVEL ROAD
- DIRT ROAD
- INTERSTATE 15
- STATE HIGHWAY
- TOWNSHIPS
- SECTIONS
- WATER BODIES
- WILDERNESS
- BLM
- FOREST
- PARKS
- PRIVATE
- STATE

IRON COUNTY GIS

**BALD HILLS ROAD**  
**IRON COUNTY, UTAH**  
**ROAD NUMBER 33**

State of Utah )  
 : ss.  
County of Iron )

1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Iron County, Utah. I have lived in Iron County since 1954. I am an employee of the Iron County Road Department and have been since August of 1974. I have been the Road Foreman since July of 1987. I have participated in the maintenance of the above referenced road throughout the time period of my employment.

3. I am informed that the County also identifies this road according to the road number listed above.

4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1970s and continuing through 1976 to the present. Throughout this time period I have observed travel on the road by means of cars, pickup trucks and road maintenance vehicles. Throughout this time period, the road has been used daily.

B: 1139 P: 87 Fee \$0.00  
Patsy Cutler, Iron County Recorder Page 6 of 9  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH

5. Throughout the time period from the early 1970s to the present, I have used the road myself for road maintenance.

6. Throughout the time period described in the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus livestock operations, prospecting for minerals, hunting, recreation, government access and traveling in and through the area.

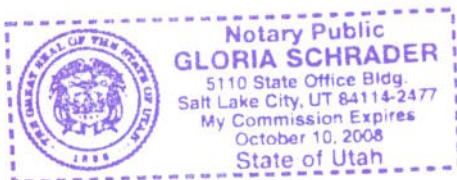
7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the 1950s and continuing through 1976 to the present, for the uses described in the previous paragraphs.

8. Prior to 1976, I observed maintenance and construction activities on the road.

DATED this 20<sup>th</sup> day of December, 2006.

  
NEIL JAMIESON FORSYTH

SUBSCRIBED AND SWORN to before me this 20<sup>th</sup> day of December, 2006.



  
NOTARY PUBLIC

**00574717**

B: 1139 P: 88 Fee \$0.00 Page 7 of 9  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH  




# BALD HILLS ICO-0033

T31S R9V

T31S R8W

00574717

B: 1139 P: 89 Fee \$0.00  
 Patsy Cutler, Iron County Recorder Page 8 of 9  
 06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH

**BALD HILLS**  
**ICO-0033**

MAP PROJECTION INFORMATION  
 PROJECTION: UTM WAD 1083 METERS  
 ZONE: 10N

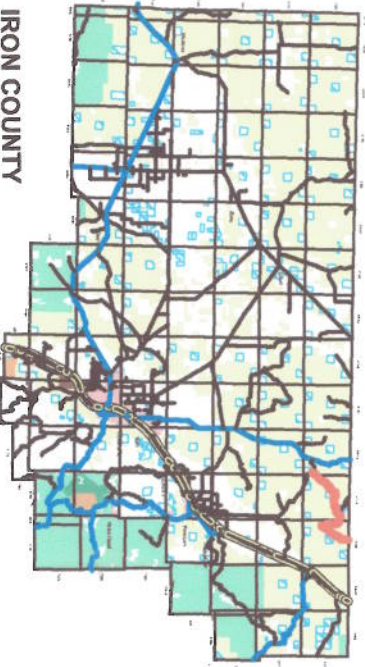
SECTION NUMBERING SYSTEM  
 SHOWN ARE MAINTAINED BY IRON COUNTY  
 FEBRUARY 25, 2008

Legend:

- RAILROAD
- LOCAL ROAD/TRAIL
- PAVED ROAD
- GRAVEL ROAD
- DIRT ROAD
- INTERSTATE 15
- STATE HIGHWAY
- TOWNSHIPS
- SECTIONS
- WATER BODIES
- WILDERNESS
- BLM
- FOREST
- PARKS
- PRIVATE
- STATE

Other symbols: Catcapped, Gully, Road Photo, Stock Ponds, Turnout

IRON COUNTY





## Exhibit B

### Beginning & Ending Points and Township, Range, and Section References For:

**Popular Name: BALD HILLS ROAD**

**County: Iron**

**County Road Number: 33**

**State Geographic Information Database (SGID) Road Identification Number: RD110033.**

**Total Road Length: 16.42 miles more or less.**

**Beginning at a point** on the road centerline located at 38 degrees 04 minutes 36.66 seconds North Latitude and -112 degrees 55 minutes 41.98 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,229,284.8 feet and Y = 10,359,120.1 feet based on the US Survey Foot conversion.

**Ending at a point** on the road centerline located at 38 degrees 08 minutes 50.83 seconds North Latitude and -112 degrees 45 minutes 48.81 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah South Zone NAD 83 feet coordinates of X = 1,277,056.5 feet and Y = 10,384,145.0 feet based on the US Survey Foot conversion.

This road may traverse:

Township 30 South Range 8 West, Section(s) 33, Salt Lake Base & Meridian

Township 31 South Range 10 West, Section(s) 25, Salt Lake Base & Meridian

Township 31 South Range 8 West, Section(s) 4,7,8,9,17,18,19,20, Salt Lake Base & Meridian

Township 31 South Range 9 West, Section(s) 1,9,10,11,12,16,17,19,20,30, Salt Lake Base & Meridian

**00574717**

B: 1139 P: 90 Fee \$0.00 Page 9 of 9  
Patsy Cutler, Iron County Recorder  
06/30/2008 10:17:16 AM By GOVERNOR/STATE OF UTAH